

STATE OF CALIFORNIA
ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION

Appliance Efficiency Regulations)	Docket No. 15-AAER-1 and 15-AAER-4
California Code of Regulations)	
Title 20, Section 1601, et seq.)	Resolution Number 15-0408-29
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**RESOLUTION ADOPTING AMENDMENTS TO THE APPLIANCE EFFICIENCY
REGULATIONS**

I. INTRODUCTION

The California Energy Commission hereby adopts amendments to its Appliance Efficiency Regulations regulating the water use of toilets, urinals, and faucets. (California Code of Regulations, Title 20, Sections 1601 – 1608) The Energy Commission takes this action under the authority of, and to implement, Executive Order B-29-15 and Sections 25213 and 25218(e) of the Public Resources Code, and interpret and make specific those sections of the Code.

Due to the severe drought in California, all feasible water efficiency measures must be considered. In adopting these regulations for toilets, urinals, and faucets, California would save about 10.3 billion gallons of water, 30.6 million therms (Mtherm) of natural gas, and 218 gigawatt hours (GWh) of electricity per year the first year the regulations are in effect. Over the next ten years, the regulations will conserve about 730 billion gallons of water.

By the year that the toilet stock turns over (2039), the regulations would have a combined annual savings of about 105 billion gallons of water, 278 Mtherm of natural gas, and 2,100 GWh of electricity. This equates to roughly \$1.27 billion in savings to California businesses and individuals.

II. FINDINGS

Based on the entire record for Docket No. 15-AAER-1 and 15-AAER-4, the Energy Commission finds as follows:

- A. California is in a severe drought and water supplies continue to be severely depleted. Aggressive water conservation actions need to be implemented including amending the water efficiency regulations for toilets, urinals, and faucets.
- B. Executive Order B-29-15, paragraph 16, issued on April 1, 2015, directs the Energy Commission to adopt emergency regulations establishing standards that improve the efficiency of water appliances, including toilets, urinals, and faucets available for sale and installation in California.

- C. The regulations will save approximately 730 billion gallons of water over the first ten years.
- D. The Warren-Alquist Act. The regulations will reduce the wasteful, uneconomic, inefficient, and unnecessary consumption of water and energy on a statewide basis for toilets, urinals, and faucets, and are otherwise consistent with the Public Resources Code and Executive Order B-29-15. Under paragraph 30 of the Executive Order, the regulations are exempt from the procedural limitations and requirements of the Public Resources Code, commencing with Section 25400 that would delay implementation of the regulations.
- E. The Administrative Procedure Act. Under paragraph 30 of Executive Order B-29-15, the regulations are exempt from the requirements of the Government Code, commencing with section 11340.

III. EXEMPTION FROM CALIFORNIA ENVIRONMENTAL QUALITY ACT

Under Executive Order B-29-15, paragraph 26, adoption of the regulations is exempt from the California Environmental Quality Act, Public Resources Code section 21000, et seq.

IV. ADOPTION OF PROPOSED AMENDMENTS FOR DOCKET 15-AAER-4

The Energy Commission, after considering the entire record in Docket Number 15-AAER-1 and 15-AAER-4, the directive of Executive Order B-29-15, and all relevant public comments, including those made at today's public meeting, hereby adopts the proposed water efficiency amendments to the Appliance Efficiency Regulations as presented to the Commission.

V. DELEGATION OF AUTHORITY AND DIRECTIVES TO STAFF

The Energy Commission delegates the authority and directs the Executive Director for the Commission to take, on behalf of the Commission, all actions reasonably necessary to have the adopted amendments to the Appliance Efficiency Regulations go into effect, including but not limited to making any appropriate non-substantive, editorial-type changes and preparing and filing all appropriate documents as may be required.

CERTIFICATION

The undersigned Secretariat to the California Energy Commission does hereby certify that the foregoing is a full, true, and correct copy of an approved RESOLUTION duly and regularly adopted at a meeting of the California Energy Commission held on April 8, 2015:

AYE: [*List Commissioners*]

NAY: [*List Commissioners*]

ABSENT: [*List Commissioners*]

ABSTAIN: [*List Commissioners*]

*Harriet Kallemeyn,
Secretariat*